

042204  
1712 US PTO

## UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.

P1315 US

(2650/56)

22278 U.S. PTO  
10/829561

042204

## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of inventor(s) MARK BRISTER entitled METHOD OF TREATING VULNERABLE PLAQUE USING A CATHETER-BASED RADIATION SYSTEM for a(n):

( ) Original Patent Application.

(x) Continuing Application (prior application not abandoned):  
 ( ) Continuation ( ) Divisional ( ) Continuation-in-part (CIP) (x) Regular Filing of Provisional of prior Application Serial No. 60/465,748 filed on April 25, 2003.

(x) A statement claiming priority under 35 USC § 120 has been added to the specification.

Enclosed are:

(x) Specification; 18 Total Pages (including title page) (x) Drawing(s); 4 Total Sheet(s).

( ) Oath or Declaration:  
 ( ) A Newly Executed Combined Declaration and Power of Attorney:  
 ( ) Signed. ( ) Unsigned. ( ) Partially Signed.

( ) A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).  
 ( ) Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.

( ) Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).

( ) Power of Attorney. (x) Return Receipt Postcard.

( ) Associate Power of Attorney. ( ) A Check in the amount of \$\_\_\_\_ for the Filing Fee.

( ) Preliminary Amendment. (x) Information Disclosure Statement and Form PTO-1449

( ) A Certified Copy of Priority Documents (if foreign priority is claimed).

( ) Statement(s) of Status as a Small Entity.

( ) Copy, Statement(s) of Status as a Small Entity filed in prior application (status still proper and desired).

( ) Other:

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	32-20	12	\$18.00	\$216.00
Independent Claims	2-3	0	\$86.00	\$0.00
Multiple Dependent Claims (if applicable) (\$290)				\$0.00
Basic Filing Fee				\$770.00
			Total Filing Fee	\$986.00

(x) The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 01-2525. A duplicate copy of this sheet is enclosed.

(x) Any additional filing fees required under 37 CFR § 1.16.

( ) Any patent application processing fees under 37 CFR § 1.17.

Respectfully submitted,

By:

  
 FRANK C. NICHOLAS  
 Registration No. 33,983
Date: April 22, 2004

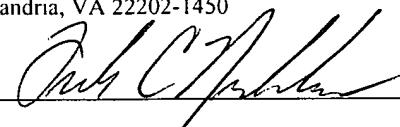
Correspondence Address:

 FRANK C. NICHOLAS  
 CARDINAL LAW GROUP  
 1603 Orrington Avenue, Suite 2000  
 Evanston, Illinois 60201  
 (847) 905-7111 Telephone  
 (847) 905-7113 Facsimile

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22202-1450

By:

  
 Typed Name: FRANK C. NICHOLAS
Express Mail Label No.: EV 420 566 351 USDate of Deposit: APRIL 22, 2004